

PTO/SB/30 (09-04)

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**Request
for
Continued Examination (RCE)
Transmittal**

Address to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Application Number	09/746,505
Filing Date	December 22, 2000
First Named Inventor	Shepard et al.
Art Unit	2463
Examiner Name	B.W. Taylor
Attorney Docket Number	20009.0149US01 (00255)

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

- a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

- i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
ii. ☐ Other _____

- b. ☒ Enclosed

- i. ☐ Amendment/Reply
ii. ☐ Affidavit(s)/ Declaration(s)

- iii. ☒ Information Disclosure Statement (IDS)
iv. ☒ Other Return Postcard, 6 References

FAX RECEIVED**AUG 29 2005****OFFICE OF PETITIONS****2. Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
b. ☐ Other _____

3. Fees

The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

- a. ☐ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. _____. I have enclosed a duplicate copy of this sheet.


- i. ☒ RCE fee required under 37 CFR 1.17(e)
ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17)
iii. ☐ Other _____

- b. ☒ Check in the amount of \$ 790.00 _____ enclosed

- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

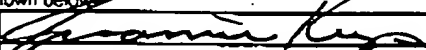
WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Signature		Date	August 29, 2005
Name (Print/Type)	Jeramie J. Keys	Registration No.	42,724

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Signature		Date	August 29, 2005
Name (Print/Type)	Jeramie J. Keys		

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

**FACSIMILE TRANSMISSION****Date: August 29, 2005****Facsimile Number: 571-273-0025****To: U.S. Patent and Trademark Office
Office of Petitions****From: Jeramie J. Keys****Docket No. 20009.0149US01
(BS00-081)**

Total Number of Pages (including this page): 6**Subject: U.S. Patent Application No. 09/746,505
Withdrawal from Issue****Includes:****Copy of RCE and form 1449 filed today****FAX RECEIVED
AUG 29 2005
OFFICE OF PETITIONS**

As requested, I am including a copy of the RCE and form 1449 submitted today for this case, which relates to the petition to withdraw from issue that was faxed to the Office of Petitions on August 26, 2005. Please contact me at 404.849.2093 to confirm receipt of this information and to confirm that nothing else is required for consideration of the petition.

Thank you,

Jeramie J. Keys
42,724

ATTORNEY CLIENT PRIVILEGED DOCUMENT

NOTICE: IF YOU ARE NOT THE INTENDED RECIPIENT OF THE PRESENT FACSIMILE, PLEASE CALL WITHERS & KEYS AT 678-565-4748, AND DESTROY THIS FACSIMILE.